### TABLE OF CONTENTS

**RECENT PROPOSALS FOR CONCERTED ACTION AGAINST STATES IN RESPECT OF UNLAWFUL INTERFERENCE WITH INTERNATIONAL CIVIL AVIATION**  
*Gerald F. FitzGerald*  
161

**AMENDMENTS TO THE CHICAGO CONVENTION: LESSONS FROM PROPOSALS THAT FAILED**  
*Dr. Z. Joseph Gertler*  
225

**REGULATION OF STRATOSPHERIC FLIGHTS IN ORDER TO CONTROL ADVERSE ENVIRONMENTAL EFFECTS**  
*Paul B. Larsen and Edgar S. Faggen*  
259

**CASE NOTES**

301

309

320
Joseph Webb McKnight, B.A., B.A. (Oxon.), B.C.L., LL.M., Professor of Law
Charles J. Morris, B.A., LL.B., Professor of Law
Joe Scott Morris, B.A., LL.B., LL.M., Professor of Law
Julio Cueto Rua, Doctor of Law, LL.M., Visiting Professor of Law
Peter W. Schroth, A.B., J.D., M.C.L., Assistant Professor of Law
Ellen Solender, B.A., J.D., Assistant Professor of Law
Walter W. Steele, Jr., LL.B., LL.M., Professor of Law
William P. Streng, B.A., J.D., Associate Professor of Law
Howard J. Taubenfeld, A.B., LL.B., Ph.D., Professor of Law
A. J. Thomas, Jr., B.S., LL.B., LL.M., S.J.D., William Hawley Atwell Professor of Constitutional Law
Cliff F. Thompson, A.B., M.A., J.D., Professor of Law
Harvey Wingo, B.A., M.A., J.D., Professor of Law
Peter Winship, B.A., LL.B., LL.M., Assistant Professor of Law
FIFTH AMENDMENT TAKING—INVERSE CONDEMNATION
—Before a Taking Under the Inverse Condemnation Theory Will Be Found, Permanence Must Be Established Both in the Federal Activity Alleged To Have Caused the Damage and in the Resulting Burden Placed on Private Property. Wilfong v. United States, 480 F.2d 1326 (Ct. Cl. 1973). 332

FEDERAL PRE-EMPTION—AVIATION NOISE CONTROL—
The Federal Aviation Administration, Monitored by the Environmental Protection Agency, Has Full Control Over Aviation Noise, Pre-empting State and Local Control, Including a Municipal Ordinance Which Imposed a Curfew on Certain Jet Take-offs During Certain Night-time Hours. City of Burbank v. Lockheed Air Terminal, Inc., 411 U.S. 624 (1973) 341

CURRENT LITERATURE

BOOK REVIEW

AIR TRANSPORTATION Robert M. Kane and Allan D. Vose 353

BIBLIOGRAPHY 357
ADVISORS

Richard J. Barber
President, Richard J. Barber
Associates, Inc.
Economic Counsel
Washington, D.C.

The Honorable James R. Browning
Circuit Judge
United States Court of Appeals for
the Ninth Circuit
San Francisco, California

Harold Caplan
International Insurance
Services
London, England

The Honorable J. Braxton Craven, Jr.
Circuit Judge
United States Court of Appeals
for the Fourth Circuit
Asheville, North Carolina

Carl J. Fulda
School of Law
University of Texas
Austin, Texas

The Honorable Floyd R. Gibson
Circuit Judge
United States Court of Appeals
for the Eighth Circuit
Kansas City, Missouri

The Honorable Irving L. Goldberg
Circuit Judge
United States Court of Appeals
for the Fifth Circuit
Dallas, Texas

Lucile S. Keyes
Economist
Washington, D.C.

Andreas F. Lowenfeld
School of Law
New York University
New York City, New York

Paul B. Larsen
Department of Transportation
Washington, D.C.

Eugene Jericho
Attorney at Law
Dallas, Texas

R. H. Mankiewicz
Faculte de Droit
University of Paris
Paris, France

The Honorable Charles M. Merrill
Circuit Judge
United States Court of Appeals
for the Ninth Circuit
San Francisco, California

The Honorable Alfred P. Murrah
Chief Judge
United States Court of Appeals
for the Tenth Circuit
Oklahoma City, Oklahoma

Chairman
Committee of the Judicial Conference
of the United States
Washington, D.C.

The Honorable John W. Peck
Circuit Judge
United States Court of Appeals
for the Sixth Circuit
Cincinnati, Ohio

The Honorable Sterry R. Waterman
Circuit Judge
United States Court of Appeals
for the Second Circuit
St. Johnsbury, Vermont